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6  
7 IN THE UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 DAVID RICHARD GARCIA JR.

13 Defendants.

CASE NO. 1:25-CR-00033-KES-BAM

STIPULATION TO CONTINUE STATUS  
CONFERENCE; AND ORDER

14 IT IS HEREBY STIPULATED by and between the parties that the status conference set for August  
15 13, 2025 at 1:00 pm before the Honorable Barbara A. McAuliffe be continued to November 12, 2025 at 1:00  
16 p.m.

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and  
19 through defendant's counsel of record, hereby stipulate as follows:

20 1. The parties need additional time to further investigate/explore matters related to resolving  
21 the case or setting a trial date, particularly:

22 a) The defendant is also charged in state court and the parties need time to explore a  
23 potential global resolution.

24 b) While the government provided discovery shortly after arraignment, defense  
25 counsel has requested a new copy of discovery.

26 2. By this stipulation, defendant now moves to continue the status conference, and to  
27 exclude time from August 13, 2025 to November 12, 2025.  
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1        3.        The parties agree and stipulate, and request that the Court find the following:

2            a)        The government has represented that the discovery associated with this case  
3 includes investigative reports, and related documents, photographs, etc., in electronic form. All  
4 of this discovery has been either produced directly to counsel and/or made available for  
5 inspection and copying.

6            b)        With respect to the additional time from August 13, 2025 to November 12, 2025,  
7 defense would further like additional time for defense investigation, and the government does not  
8 object to the continuance on this basis.

9            c)        An ends-of-justice delay is particularly apt in this case because:

- 10                    •    Defendant needs additional time to conduct additional investigation.

11            d)        Based on the above-stated findings, the ends of justice served by continuing the  
12 case as requested outweigh the interest of the public and the defendant in a trial within the  
13 original date prescribed by the Speedy Trial Act.

14            e)        For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
15 et seq., within which trial must commence, the time period of August 13, 2025 to November 12,  
16 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv)  
17 because it results from a continuance granted by the Court at defendants' request on the basis of  
18 the Court's finding that the ends of justice served by taking such action outweigh the best interest  
19 of the public and the defendants in a speedy trial.  
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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

Dated: August 7, 2025

Respectfully submitted,

KIMBERLY A. SANCHEZ  
Acting United States Attorney

By /s/ Robert L. Veneman-Hughes  
ROBERT L. VENEMAN-HUGHES  
Assistant United States Attorney

Dated: August 7, 2025

/s/ Robert Lamanuzzi  
ROBERT LAMANUZZI  
Attorney for Defendant DAVID GARCIA

**ORDER**

IT IS SO ORDERED that the status conference is continued from August 13, 2025, to **November 12, 2025 at 1:00 p.m. in Courtroom 8 before Magistrate Judge Barbara A. McAuliffe**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

IT IS SO ORDERED.

Dated: August 7, 2025

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE